

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

J.Y.C.C., *et al.*,)
Plaintiffs,) Case No. 4:15-cv-01704-RWS
vs.)
THE DOE RUN RESOURCES)
CORPORATION, *et al.*,)
Defendants.)

**DEFENDANTS' NOTICE INFORMING THE COURT OF HOLDING SUBPOENA
DUCES TECUM AND POSTPONING DEPOSITION AND DOCUMENT PRODUCTION
IN IN RE: THE RENCO GROUP INC. AND THE DOE RUN RESOURCES
CORPORATION, CASE NO. 1:22-MC-21115 JAL (S.D. FLA.)**

COME NOW, Defendants The Doe Run Resources Corporation and The Renco Group (“Applicants” or “Defendants”), by and through undersigned counsel, and hereby file this Notice informing the Court that they are holding the subpoena duces tecum and indefinitely postponing Mr. Careaga’s deposition and associated document production in *In Re: The Renco Group Inc. and the Doe Run Resources Corporation*, Case No. 1:22-mc-21115-JAL (S.D. Fla.), advising this Court of the following:

1. On June 8, 2022, the court in *In Re: The Renco Group Inc. and the Doe Run Resources Corporation* granted Applicants’ *Ex Parte* Application for Authorization to Take Discovery Pursuant to 28 U.S.C. § 1782 from Respondent Victor Careaga (Dkt. No. 8).
2. On July 19, 2022, Mr. Careaga filed a notice of Objection to Applicants’ Subpoena to Testify in a Civil Action, served on him on July 5, 2022 (Dkt. No. 10). *See Exhibit 1.* Specifically, Mr. Careaga requested that the subpoena be quashed, or alternatively, that the discovery be abated until this Court resolves Plaintiffs’ pending Motion for Anti-Suit

Injunction to Prevent Frustration of Court's Protective Order of March 24, 2022 (Dkt. Nos. 671-72); Exhibit 1 at unnumbered 3-4.

3. On July 22, 2022, Defendants agreed to hold the subpoena duces tecum served on Mr. Careaga indefinitely and to postpone his deposition previously scheduled on August 3, 2022, and any associated document production, until further notice. *See Exhibit 2.*
4. Accordingly, Defendants advise the Court that they will not proceed with any discovery in that federal action or the referenced state court action (*DRRC, et al. v. Thaler, et al.*, Case No. 2022-007907 CA 15 (11th Judicial Cir.)) pending this Court's ruling on Plaintiffs' Motion for Anti-Suit Injunction.

Respectfully submitted this 22nd day of July, 2022.

KING & SPALDING LLP

/s/ Geoffrey M. Drake

Andrew T. Bayman, #043342GA

abayman@kslaw.com

Carmen R. Toledo, #714096GA

ctoledo@kslaw.com

Geoffrey M. Drake, #229229GA

gdrake@kslaw.com

Rania Kajan, #924227GA

rkajan@kslaw.com

1180 Peachtree Street, N.E.

Atlanta, Georgia 30309

Telephone: (404) 572-4600

Facsimile: (404) 572-5100

Tracie J. Renfroe, #16777000TX

trenfroe@kslaw.com

1100 Louisiana Street, Suite 4000

Houston, Texas 77002

Telephone: (713) 751-3200

Facsimile: (713) 751-3290

*Attorneys for Defendants The Renco Group, Inc.,
D.R. Acquisition Corp., Doe Run Cayman
Holdings, LLC, Ira L. Rennert, The Doe Run
Resources Corporation, Theodore P. Fox, III,
Marvin K. Kaiser, Jeffrey L. Zelms, and Jerry
Pyatt*

DOWD BENNETT LLP

Edward L. Dowd, Jr. #28785MO
edowd@dowdbennett.com
Jeffrey R. Hoops, #69813MO
jhoops@dowdbennett.com
7733 Forsyth Blvd., Suite 1900
St. Louis, Missouri 63105
Telephone: (314) 889-7300
Facsimile: (314) 863-2111

*Attorneys for Defendants The Renco Group, Inc.,
DR Acquisition Corp., Ira L. Rennert, and Renco
Holdings, Inc.*

LEWIS RICE LLC

Thomas P. Berra, Jr., #43399MO
tberra@lewisrice.com
Michael J. Hickey, #47136MO
mhickey@lewisrice.com
600 Washington Ave., Suite 2500
St. Louis, MO 63102-2147
Telephone: (314) 444-7600
Facsimile: (314) 241-6056

*Attorneys for Defendants The Doe Run Resources
Corporation, Marvin K. Kaiser, Jeffery L. Zelms,
Theodore P. Fox, III, and Jerry Pyatt*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 22nd day of July, 2022, a true and correct copy of the foregoing was filed with the Clerk of the Court through the Court's CM/ECF system, which will affect service on all counsel of record by sending a Notice of Electronic Filing.

/s/ Geoffrey M. Drake